

ALABAMA BOARD OF FUNERAL SERVICE

MINUTES OF APRIL 28, 2009

The Alabama Board of Funeral Service held its third regular meeting of fiscal year 2008-2009 on Tuesday, April 28, 2009, at 1:30 p.m. in Room 602 of the Alabama Statehouse, 11 South Union Street, Montgomery, Alabama. Members present were Tony Taylor, Debbie Martin, Carole Jones Banks, Jason Maise, and John Purdy. Staff present were Warren Higgins, Executive Secretary and Lorenzo Wright, Associate Executive Secretary, recording.

Ms. Banks moved to approve the minutes of the previous meetings with a second from Mr. Maise. An amendment was offered by Mr. Purdy to add the word “be” to line 3 of the third paragraph of page 3 after the word “would”. The motion to approve the minutes as amended passed unanimously.

In old business, the Board reviewed the wording of proposed regulations to be considered in a rulemaking hearing to be held during the July meeting. A new regulation would provide that non-detachable ankle bracelets be allowed an approved method of identification of dead human bodies in the possession or custody of a funeral establishment. An amendment to a current regulation would provide for a \$30.00 fee for any returned or uncollectable check, in addition to the original amount of the check. Ms. Banks moved to approve the wording of the proposed regulations. Seconded by Mr. Purdy, the motion passed unanimously

In new business, Mr. Purdy moved to approve all applicants who passed the state law exams given earlier that day upon the passing certification from the Conference under the new

testing format, or those who had otherwise qualified for licensing. Seconded by Ms. Banks, the motion passed unanimously.

Mr. Higgins reported that he had consulted with officials from the SMART budgeting office and that the Board would begin the process for the 2009-10 fiscal year. One of the requirements of the process is for each agency to set a goal that can be achieved within three to five years. After many suggestions were discussed, Mr. Purdy moved that when funding was available, that the Board add to its Website a list of all licensed funeral directors and embalmers and a list of licensed establishments to include the name, address, and phone number. Seconded by Ms. Banks, the motion passed unanimously.

Ms Banks moved to approve the reregistration of apprentice funeral director applications with previous time served as an apprentice credited to the current registration for Rodney Walker, Gregory Fanin, and Janet Smith. Seconded by Mr. Lewis, the motion passed unanimously. Ms. Banks moved to approve the reregistration of apprentice embalmer application with previous time served as an apprentice credited to the current registration for Matthew Roper.

Ms. Martin moved to approve the reinstatement of funeral director and embalmer licenses for Chatnay Brooks and the funeral director license for Jonathan Horton. Seconded by Ms. Banks, the motion passed unanimously. Ms. Martin moved to table the reinstatement application of Jonathan Burgess for funeral director and embalmer. Seconded by Ms. Banks, the motion passed with four in favor and an abstention by Mr. Maise.

Ms. Banks moved to approve the funeral establishment application for Folsom Mickelsen Funeral Home of Piedmont and Central Funeral Service of Eufaula. Seconded by Mr. Purdy, the motion passed unanimously.

Ms. Banks moved to grant a special operating permit to Andrews Funeral Home of Jackson, pursuant to Section 34-13-74(b), due to the death of the establishments only licensed funeral director and to waive the remainder of the two-year apprenticeship of Harriett Douglas, pursuant to Section 34-13-74(a). Seconded by Mr. Purdy, the motion passed unanimously.

Mr. Higgins reported to the Board that the state's retirement procedures allowed an employee and the agency two options when an employee retires. One is that the employee be paid a lump sum of his/her unused leave; the other being that the employee remains on the payroll and uses the unused leave until that time has expired. Ms. Banks moved that if an employee of the Board retires, that he/she would use the leave time rather than be paid a lump sum. Seconded by Mr. Maise, the motion passed unanimously. Ms. Martin moved that, if there was any vacancy in the staff between the Board meetings, the executive secretary and the associate executive secretary would have the authority to appoint a replacement until the Board could meet to decide on a permanent replacement. Seconded by Mr. Purdy, the motion passed unanimously.

Without a formal motion, the members agreed that future meeting days would begin with the state law exams at 10:00 a.m., with the Board meeting starting at 11:00 a.m.

Being no other business, Mr. Maise moved to adjourn. Seconded by Ms. Banks, the motion passed unanimously and the Board meeting adjourned at 2:47 p.m.

CHAIRMAN

EXECUTIVE SECRETARY